

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.,

Plaintiffs,

v.

Tyson Foods, Inc., et al.,

Defendants.

Civil No. 05-CV-0329 GKF-SAJ

**AFFIDAVIT OF THERESA N. HILL IN SUPPORT OF
THE CARGILL DEFENDANTS' SURREPLY IN OPPOSITION TO MOTION
TO ALTER TEMPORAL SCOPE OF DISCOVERY**

STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

I, Theresa N. Hill hereby state as follows:

1. I am a partner at Rhodes, Hieronymus, Jones, Tucker & Gable, PLLC. I represent Cargill, Inc. and Cargill Turkey Production, LLC ("the Cargill Defendants") in the above-captioned litigation. I make this affidavit on personal knowledge and submit it in support of The Cargill Defendants' Surreply in Opposition to Motion to Alter Temporal Scope of Discovery.

2. Initially, the Cargill Defendants produced the contract grower files for turkey growers in the IRW who were active anytime from 2002 to the present. Generally, a contract grower file contains current contracts, prior contracts, assignments or related agreements, and correspondence relating to the contract. Accordingly, if these identified growers were active prior to 2002, their contracts and related documents pre-dating 2002 should have been kept in the

EXHIBIT

"1"

contract grower files. The contract grower files were produced as they were kept in the normal course of business. Thus, the Cargill Defendants' initial production of contract grower files included pre-2002 documents.

3. On July 19, 2007, counsel for the Cargill Defendants and Plaintiffs met pursuant to the Court's July 6, 2007 Order and conferred regarding the temporal scope of discovery. During that conference, counsel for the Cargill Defendants described the categories of the Cargill Defendants' documents, and asked Plaintiffs counsel to identify the categories of pre-2002 discovery they sought and the reasons they sought them. Following the meet and confer, the Cargill Defendants set forth their understanding of Plaintiffs' request for supplementation. *See* Exhibit A, August 2, 2007 letter from Theresa N. Hill to Robert Nance and Trevor Hammons.

4. While my letter acknowledged that Plaintiffs might identify additional categories of documents and request supplementation of pre-2002 documents from those categories, we never received such a request.

5. The first notice that the Cargill Defendants had of Plaintiffs' desire for any additional supplementation of pre-2002 information was the filing of the present motion.

6. Following the meet and confer, my office was involved in culling documents from two warehouses. We identified over 200 boxes of documents that appeared to contain information responsive to Plaintiffs' request for supplementation and sent them to IKON for scanning.

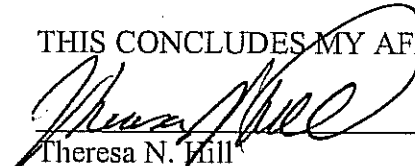
7. In connection with recent negotiations over the Cargill Defendants' 30(b)(6) designee, counsel for the Cargill Defendants offered Plaintiffs' attorneys open access (conditioned on certain non-waiver agreements) to the boxes. *See* Exhibit B, April 18, 2008 Letter from John Tucker to Richard Garren. The Cargill Defendants also provided indices and a

description of the documents contained in approximately 87 boxes. *See* Exhibit C, Letter and enclosures from Theresa Hill to Richard Garren.

8. A true and correct copy of Plaintiffs' response to the Cargill Defendants' offer to inspect the storage boxes is attached hereto as Exhibit D.

9. Plaintiffs' counsel describes the volume of document production by the Cargill Defendants as being "greater than the combined total of all other defendants." *See* Exhibit E.

THIS CONCLUDES MY AFFIDAVIT.

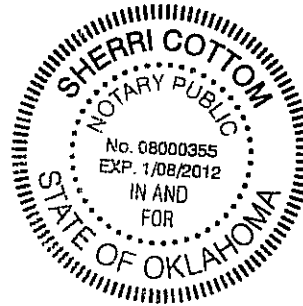

Theresa N. Hill

Subscribed and sworn to before me
this 2nd day of May 2008.



Notary Public

My commission expires: 08000355



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Margaret M. Clarke
Carlye O. Jimerson
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Lindsay J. McDowell
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— Est. 1931 —

Daniel D. Draper, III
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Of Counsel

RhodesHieronymus
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Reply to: Theresa Noble Hill
thill@rhodesokla.com

August 2, 2007

Via Email Only

Robert A. Nance
Riggs, Abney, Neal, Turpen, Orbison & Lewis
5801 Broadway Extension, Suite 101
Oklahoma City, OK 73118

J. Trevor Hammons
State of Oklahoma
Assistant Attorney General
313 NE 21st Street
Oklahoma City, OK 73105

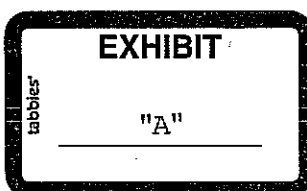
Re: *State of Oklahoma v. Tyson*
Our File No. 1790-2

Dear Bob and Trevor:

We are optimistic that the progress made during our July 19, 2007 meet and confer will continue towards a mutually-agreeable resolution of the issues raised in your Motion to Compel against the Cargill Defendants as contemplated by the Court's Order. The purpose of this letter is to set forth our understanding of the status of the State's requests for supplementation as explained during the meet and confer:

I. The State's Requests for Supplementation of Documents on the Basis of Time:

- A. Contract Grower Files.** For IRW contract growers during the time period 2002-present, the Cargill Defendants produced responsive documents dating back to 1986. Upon our review of documents available, we believe that there are additional Contract Grower Files



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which include documents dated as early as 1978. However, we are still attempting to identify which of these files relate to pre-2002 contract growers with fields located in the IRW. We understand that the State requests all Contract Grower Files for the contract growers in the IRW that are available.

- B. Flock Evaluation Reports.** For contract growers during the time period 2002-present and for Cargill-owned breeder farms in the IRW, the Cargill Defendants produced responsive documents dating back to 2002. Upon our review of the documents readily available, we believe that there are additional Flock Evaluation Reports for IRW contract growers and breeder farms back to 1991. There may be additional documents located in storage that are dated prior to 1991. We understand that the State requests all Flock Evaluation Reports for IRW contract growers and breeder farms that are available.
- C. Environmental Audits.** For contract growers during the time period 2002-present and for Cargill-owned breeder farms in the IRW, the Cargill Defendants produced responsive documents dating back to 2002. We advised that we found these documents in individual employee's files. To date, we have produced all Environmental Audits for farms located in the IRW that we have been able to locate. If additional documents are found to be available, we understand that the State requests Environmental Audits for IRW farms available without any limitation as to time.
- D. Documents relating to Breeder Farms.** During the meet and confer, the Cargill Defendants confirmed that their document responses encompassed both farms owned and operated by contract growers as well as breeder farms owned and operated by the Cargill Defendants. Obviously the contract grower files are inapplicable to the breeder farms. However, we address in sections B and C above flock evaluation reports and environmental audits to the extent they pertain to the breeder farms.
- E. Other Categories to be Determined.** During the meet and confer, the State's requests for document production without regard to date was confined to a discussion of the contract grower files, flock

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evaluation reports and breeder farms. However, the State reserved the question of whether there were other categories of documents (as described in the Cargill Defendants' production cover letters and detailed index provided to the State) from which the State would like documents produced prior to 2002. Examples of other potential categories include 1) Prime Cost Files; 2) Feed Formulas; 3) Job Tickets; 4) Micro Tickets; 5) Mixing Sheets; 6) Run Reports; 7) Usage Reports; 8) Batching/Pelleting Sheets; 9) Feed Ticket Sales Invoices; 10) Ingredient Usage Summaries; 11) Production Reports; 12) Receiving Tickets/Lab Certifications; or 13) Miscellaneous Tickets/Sales Invoices. It is our understanding that the State will get back to us in the near future with its proposed additional categories for consideration, if any.

Through this letter, the Cargill Defendants confirm that, if confined to the contract grower files, flock evaluation reports and environmental audits, as discussed above, they may withdraw their burdensomeness objection with regard to date limitation. However, we are not able to make a final determination regarding cost and burden until we have the State's complete list of proposed categories.

II. The State's Requests for Supplementation of Documents on the Basis of Geography:

- A. Sample Flock Evaluation Report / Environmental Audit.** We understand that the State is not requesting Flock Evaluation Reports and Environmental Audits of farms outside the IRW. The State is requesting a blank form or specimen Flock Evaluation Report or Environmental Audit used at live turkey production complexes outside the IRW.
- B. Sample Grower Contract.** We understand that the State does not request copies of the Cargill Defendants' contracts with growers in non-IRW complexes. However, the State requests a blank form grower contract used at live turkey production complexes outside the IRW.
- C. Grower Manuals, Guides, or Hand-outs.** We understand that the State requests general information provided to growers outside of the IRW such as grower manuals, guides or handouts. The State is

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not requesting farm-specific information outside the IRW. See Request for Production 84. Though not discussed during the meeting, the Cargill Defendants construe this request not to include correspondence with non-IRW growers.

D. Best Management Practices and Nutrient Management Plans.

We understand that the State requests general information about best management practices, including nutrient management, which is available at live turkey production complexes outside of the IRW. The State is not requesting farm-specific practices or farm-specific nutrient management plans outside the IRW. See Requests for Production Nos. 62 and 65. Though not discussed during the meet and confer, the Cargill Defendants construe this request not to include correspondence with non-IRW growers regarding best management practices and nutrient management.

E. Reports, Analyses, Treatises. We understand that the State requests general analytical reports demonstrating corporate knowledge relating to: 1) the potential effects of run-off from land-application of poultry litter, Requests for Production Nos. 9, 12, 15, 21, 27, 30, 33, and 36; and 2) the use, management, handling, storages, disposal, transport, land-application and alternative uses of poultry litter, Requests for Production Nos. 39, 42, 45, 48, 51, 54, 57, and 69. We understand that the State is requesting general reports, but not raw data or correspondence specific to any particular location.

F. Cargill Standards and Practices. We understand that the State is seeking general information, not farm-specific, relating to Cargill's standards and practices in other live turkey production complexes relating to 1) statements, directives or instructions pertaining to the design, specifications, construction, modification and/or maintenance of poultry growing houses, Request for Production No. 76; 2) statements, directives or instructions pertaining to the ownership, handling, storage, management, transport and/or disposal of poultry litter, Request for Production No. 80; 3) statements, directives or instructions pertaining to the ownership of birds; and 4) the amount of "poultry manure" produced per bird. Though not discussed during the meet and confer, the Cargill Defendants construe this request not to include correspondence with non-IRW growers regarding these subjects.

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Through this letter, the Cargill Defendants confirm that, if confined to documents described above, they may withdraw their burdensomeness objection with regard to geographic limitation. However, we reserve final determination regarding cost and burden until we are certain our understanding of the State's narrowing of its requests is correct.

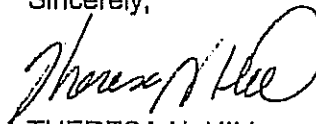
III. Other Requests

- A. Production Numbers.** Does the State continue to request the total production of birds for the Springdale complex as a whole without any limitation as to time and without any limitation as to turkey production in the Illinois River Watershed? Please advise.

- B. Records Custodian 30(b)(6).** In compliance with the Court Order, we look forward to receipt of your Notice for a Rule 30(b)(6) deposition relating to the search for responsive documents so that we can ensure that we designate the proper person. Upon receipt of your Notice, we will promptly provide you with proposed dates.

Please advise us immediately if we have misunderstood any of the State's Requests. We look forward to further discussions upon receipt of the State's confirmation of additional documents it is seeking.

Sincerely,



THERESA N. HILL

TNH:law

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— Est. 1931 —

Daniel D. Draper, III
James D. Johnson
Of Counsel

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Reply to: John H. Tucker
jtucker@rhodesokla.com

April 18, 2008

Richard T. Garren
Riggs, Abney, Neal, Turpen, Orbison & Lewis
502 West Sixth Street
Tulsa, OK 74119

**VIA FACSIMILE- 587-9708
and VIA E-MAIL**

Re: State of Oklahoma vs. Tyson, et al.

Dear Rick:

I received your letter dated April 11.

Documents

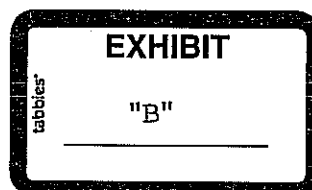
We are both involved in document production that is extremely expensive and time consuming. It seems it is never-ending.

Last August we sent people to Arkansas to review documents in a warehouse to update our production pursuant to our July 19 meet and confer and the July 6 Order. At that time, another group of storage documents was identified in another warehouse. After days of review, over 200 boxes were identified as containing documents that might be responsive to discovery requests and these were sent to Oklahoma. Our vendor, IKON, took possession of these documents and completed scanning the same in March of this year.

Much of the contents of these boxes are outside the 5 year disclosure rule. Your motion regards the 5 year rule is still pending. Accordingly, we have not yet spent the time and money required to identify and remove those out of scope documents.

These documents are dated back to the early 70's. Much of what is in the boxes appears to be the kinds of reports and records you have previously described as "trash." Many of the box contents – though perhaps duplicative – do appear responsive to the State's broad requests.

Much of the material probably relates to locations outside the IRW. However, the documents do not give sufficient information to make a clear determination based on the



Richard T. Garren
Riggs, Abney, Neal, Turpen, Orbison & Lewis
April 18, 2008
Page 2 of 3

documentation alone. To facilitate your timely review, we are not taking the time to determine which documents relate to non-IRW matters.

When I received your April 11 letter, I asked IKON to deliver the boxes to our office. Though your motion is still undecided, we know time is passing. We believe it is better to let you review all these documents now, reserving our right to remove documents that are outside the scope as to time and geography at a later time. I suggest that you plan to come here to look at these materials.

We will sit down with you to provide you any explanation that you need with respect to the contents. Some of these materials include medical or other documents which are not for disclosure under federal law. If you discover something in these boxes that is necessary for your liability experts, then we need to address an agreement relating to supplementation of your expert reports as to Cargill.

We recently realized there are additional materials responsive to your requests that we thought had been produced to you. Some were inadvertently omitted. They will be in our office for you as well.

We continue to search for more responsive materials and will supplement our responses should more materials be discovered.

The invitation to review is subject to preservation of our position on the time and geographic scope of discovery as well as concerns regarding confidentiality and privilege. By permitting review of these materials, Cargill does not waive its position on the Court Orders that limits the scope of discovery.

Depositions

Since July 16, 2007 we have been working toward a date for 30(b)(6) witnesses. We provided you 30(b)(6) witness depositions from the City of Tulsa case and the documents you requested. For the most part, the same witnesses will be offered in this case.

We previously notified you that our witness responsive to your operations topics would be presented on behalf of both defendants on the first of your requested dates, April 22 and 23. However, as the older documents from the warehouse are being tendered now, we have rescheduled the first witness for the second of your preferred dates, April 29 and 30.

The first witness will respond to:

- 1) the following topics in your March 24, 2008 Notice to Cargill, Inc.: 4, 5, 7, 10, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 26, 27, 28, 29, 31(a), 33, 34, 36, and 38; and
- 2) the following topics in your March 24, 2008 Notice to Cargill Turkey Production, LLC: 3, 4, 6, 9, 11, 12, 13, 15, 16, 17, 18, 25, 26, 27, 28, 29, 30, 31, 32(a), 34, 35, 37, and 39.

Richard T. Garren
Riggs, Abney, Neal, Turpen, Orbison & Lewis
April 18, 2008
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We offered the second witness for deposition on April 10 and 11 but that date was not acceptable to Plaintiffs. The next date the business schedule of the witness allows sufficient time for a deposition is May 22 or 23. If that is not convenient, we can look for another date.

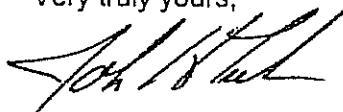
The second witness will be offered in response to:

- 1) the following topics in your March 24, 2008 Notice to Cargill, Inc.: 1, 2, 3, 6, 8, 9, 11, 15, 23, 24, 25, 30, 31 (b-d), 32, 35, 37, 39, 40, and 41; and
- 2) the following topics in your March 24, 2008 Notice to Cargill Turkey Production, LLC: 1, 2, 5, 7, 8, 10, 14, 19, 20, 21, 22, 23, 24, 32 (b-d), 33, 36, 38, 40 and 41.

The first witness and not the second, will be offered for operational topics and thus the May deposition date for the second witness should in no way interfere with your expert witness report deadline.

Plan to come over to review these boxes and let's work together to resolve your concerns about depositions.

Very truly yours,

A handwritten signature in black ink, appearing to read "John H. Tucker", written over a horizontal line.

John H. Tucker

JHT:law

Theresa Noble Hill

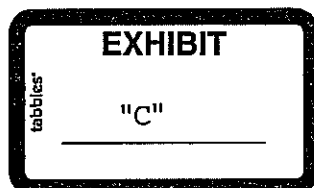
From: Theresa Noble Hill
Sent: Monday, April 21, 2008 6:43 PM
To: Richard Garren
Cc: Lori A. White; John Tucker
Subject: re: Index of warehouse documents

Rick,

Attached please find my letter, index and description of flock system vouchers. Please give me a call to discuss.

Theresa N. Hill
Rhodes Hieronymus
OKLAHOMA
Telephone: 918/582-1173
Facsimile: 918/592-3390
thill@rhodesokla.com

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5/2/2008

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Reply to: Theresa N. Hill
thill@rhodesokla.com

April 21, 2008

Richard T. Garren
502 West Sixth Street
Tulsa, OK 74119

VIA E-MAIL

Re: State of Oklahoma vs. Tyson, et al.

Dear Rick:

Please find enclosed the following:

- 1) Working Index of Warehouse Documents; and
- 2) Categories of Documents contained in Flock System Voucher Files.

I have put this index in order according to box number. However, we can break this index into different categories depending upon your needs. As we work through the index together, I think you will find that it is very manageable and there are a limited number of boxes that you may actually be interested in.

I have included a description of the categories of documents found in the Flock System Voucher Files. 87 boxes contain Flock System Vouchers. As previously explained by Brenda Roe, the Flock System Vouchers contain the virtually same type of information that has been previously produced in Prime Cost Settlement Reports.

There are another 31 boxes of reports and back-up documents relating to feed ingredients. Like the Flock System Vouchers, we believe that these boxes contain the same type of information that has been previously produced. I am happy to provide any exemplar reports or invoices that you may request from this category of boxes.

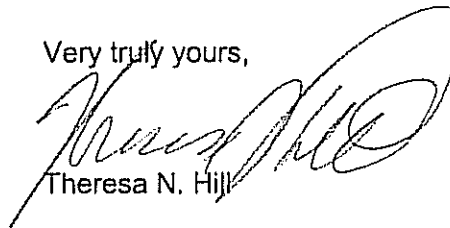
There are more than 30 boxes of additional accounting records that contain the same type of information that you already have. The most efficient manner to address these miscellaneous boxes is to sit down and look at the type of documents contained therein. However, in advance of your review, I will attempt to answer any questions you may have regarding these boxes.

Richard T. Garren
Riggs, Abney, Neal, Turpen, Orbison & Lewis
April 21, 2008
Page 2 of 2

In our review, I have identified another 35 boxes that do not contain any responsive information. We will not be producing these boxes for your review.

Please contact me to discuss and arrange a time to come look at these boxes tomorrow.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Theresa N. Hill', with a large, stylized loop at the end.

Theresa N. Hill

| Box# | | Type | Date |
|------|-------|---|-----------|
| 001 | FSV | Live Poultry | 2000-2001 |
| 002 | FSV | Live Poultry Estimated Feed Pickup | 2004 |
| 003 | FSV | Open Flock Master Feed Hatchery Misc. Estimated Feed Pickup Live Poultry Condemnation Certificate | 2000-2001 |
| 004 | FSV | Live Poultry | 2002 |
| 005 | FSV | Hatchery Open Flock Master Misc. -med -med/name -shavings -L&C bonus -brood fuel -alum | 2002-2003 |
| 006 | FSV | Feed | 2004 |
| 007 | FSV | Feed | 2004 |
| 008 | FSV | Condemnation Certificate Live Poultry | 2004-2006 |
| 009 | FSV | Condemnation Certificate Live Poultry | 2004 |
| 010 | FSV | Misc. -med/name | 2004 |
| 011 | FSV | Feed | 2004-2005 |
| 012 | FSV | Feed | 2001-2002 |
| 013 | FSV | Live Poultry | 2005 |
| 014 | FSV | Feed | 2002-2003 |
| 015 | FSV | Condemnation Certificate | 2002 |
| 016 | | Broiler Closed Flock Files – filed by grower name Springdale Complex, Contains: -Broiler Grower Settlement -Flock Expense Statement -Live Poultry Scale Tickets -Poultry Condemnation Certificates -Miscellaneous Tickets -Hatchery Delivery Tickets -Feed Delivery Tickets | 1983 |
| 017 | Ozark | Grower Settlement Files, Ozark Growers. | |

| | | | |
|-----|-------|--|-------------------------|
| 018 | | Broiler Contract Files: Adair through Wright. Springdale. There is a SSN on each page. | 1973 - 1984 |
| 019 | | Broiler Closed Flock Files (Springdale) | 1981 |
| 020 | | Paid Ingredient Invoices N-S 6/04-5/05 | 2004-2005 |
| 021 | | Pre-settlement Reports | 2000 - 2001 |
| 022 | | Paid Invoices J-R 6/02-5/03 | 2002-2003 |
| 023 | | Paid Ingredient Invoices A-Bakery Feeds 6/04-5/05 | 2004-2005 |
| 024 | | Paid Ingredient Invoices H-National Beef 6/03-5/04 | 2003-2004 |
| 025 | | Grower Payment Files – 2002, J-N Farm – J&J Ranch, Springdale Growers. | 2002 |
| 026 | Ozark | Grower Payment Files. Ozark Complex. | |
| 027 | | Paid Ingredient Invoices Comm Sp-G 6/03-5/04 | 2003-2004 |
| 028 | Ozark | Grower Flock Evaluations. Ozark Growers. | |
| 029 | FSV | Live Poultry | 2005 |
| 030 | | Miscellaneous re: Feed: -Unloadings/Receiving Schedules 7/01-12/01 -Bin Inventory 7/01-10/01 -Feed Recap 8/01-11/01 -Receiving Ticket/Lab Certification 1/02-3/02 | 2001-2002 |
| 030 | | Miscellaneous re: Feed: -Quality Claims Analysis 2001-2003 -Ingredient Usage Summary 2003-2004 -Receiving Activity Verification 2003-2004 -Work Papers/Memos Mar 2003 - Nov 2003 -Pricing 2001-2003 -Ingredient Activity Summary | 2001-2004 |
| 031 | | Month End Reports may include: Pre-Production Flock Inventories; Flock Performance Reports; Bulk Feed Pickup Reports; Feed Analysis Reports; Condemnation Reports; Breeder Production Inventory Reports; Turkey Inventory Reports; Feed on Farm Reports; Grower Advances Reports; Upgrades; Expense Reports; Breeder Layer Cost Summaries; Hatchery Summaries; Feedmill Summaries; Ingredient Activity Summaries; Live Bird Cost Summaries; Asset and Expense Reports; Budget Reports; Settlement Recap; Feed Ingredient Inventories; Physical Inventory Count Sheets; Finished Feed Inventories; Property and Business Interruption; Garage Inventories; Hatchery/Poultry Pads; Ozark Breeder Supply Inventories; Medication Inventory Physical Count; Hatchery Account Ledger Inquiries | Oct. – Dec., 2005 |
| 032 | | Feed Order forms – specific growers identified – quantity – feed type identified by code, ie, 24-C – Dispatch Reports | 1999 - 2001 |
| 033 | | Month End Reports | Nov., 2004 – Feb., 2005 |
| 034 | Ozark | Receiving Ticket/Lab Certification 2002-2003 NIR Alix AR 2000 Drug Analysis Report 2002 | 2000-2003 |
| 035 | | Paid Ingredient Invoices - Cargill 6/03-5/04 | 2003-2004 |

| | | | |
|------|----------------|---|--------------------------|
| 036 | Ozark | Butterball Invoices re: purchases of feed for Ozark Complex Growers | 2004 |
| 037 | | Month End Reports | July – Sept., 2005 |
| 038 | | Sample Contract Agreements, including broilers and breeders Miscellaneous Reports: -Feed Mill Weekly Operating Reports -Feed Mill Daily Operating Report -Weekly Time Register –Salaried Employees -Weekly Time Register –Salaried (Non-Exempt) Contracts with Turkey Express (hauler) File: Trucking Purchase | 1984 - 1985 |
| 038A | Non-responsive | Legal Files re: Collections not relating to growers Union Files. | |
| 039 | | Medication Folders May 2001-Mar 2003 (example is March 2003) -Physical Medication Inventory -Purchase Work Orders -Medication Record -Picking Tickets | 2001-2003 |
| 040 | | Month End Reports | Jan., 2006 – April, 2006 |
| 041 | | Paid Ingredient Invoices BASF-Cargill 6/04-6/05 | 2004-2005 |
| 042 | | Month End Reports | March '03 – May '03 |
| 043 | | Paid Ingredient Invoices Eurofins-Misc Invoices not filed 6/04 - 5/05 (Eurofins invoices include reports of analysis for moisture, protein & fiber) | 2004-2005 |
| 044 | | Breeder End of Month Reports | Feb-Oct 2004 |
| 045 | | Paid Ingredient Invoices Cargill Soy-Comm Spec 6/03-5/04 | 2003-2004 |
| 046 | | Breeder End Of Month Reports | 2004 - 2005 |
| 047 | FSV | Misc. -med/name Condemnation Certificate | 2003 |
| 048 | Ozark | Alix Raw Material Accounts Payable A-Consolidated 6/02-3/03 | 2002-2003 |
| 049 | | Month End Reports | 5/2005 - 6/2005 |
| 050 | Ozark | Alix Daily Drug Inventories | 2002 |
| 051 | Ozark | Alix Feed Mill Raw Materials A/P ConAgra-H 6/01-5/02 | 2001-2002 |
| 051A | | Miscellaneous Documents: -1981-1985 Springdale Broiler Plant Newsletter -1980's Lab Reports on Birds -Poultry Medication Invoices -Hatchery Invoices -Turkey Grower Settlements 1980 – 1981 | 1980 - 1985 |
| 052 | Ozark | Alix Daily Drug Inventories | 2002-2003 |
| 053 | | Paid Ingredient Invoices Telchic-Tyson | 2003-2004 |

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|-----|-------|--|------------------|
| 054 | Ozark | Butterball Invoices re: purchases of feed for Ozark Complex Growers | 2003 |
| 055 | Ozark | Yellow Flock Evaluation Sheets, 1999 – Bauer thru McKinney Temp Records. Ozark Growers. | |
| 056 | FSV | Live Poultry | 2006 |
| 057 | Ozark | Yellow Flock Evaluation Sheets – Mullings to end (Young) 2002. Ozark Growers Other Loose Reports: -Livehaul Feed Withdrawal Sheets -AVG Weight Sheet -daily scale reports – 2002 | |
| 058 | | Grower Payment Files for Ozark and Springdale Growers | 1980 - 1981 |
| 059 | | Breeder Farm End of Month | June – Dec/05 |
| 060 | FSV | Feed Hatchery Misc. Open Flock Master Live Poultry Condemnation Certificate Estimated Feed Pickup Transfer | 2001 |
| 061 | FSV | Open Flock Master Feed Hatcher Misc. | 2002 |
| 062 | | Grower 1099's Springdale Growers No Contracts Flock Settlements, Deductions, Scale Tickets | 2005 - 2006 |
| 063 | | 1977 - 1980 Form Contracts for Turkey Growing -End of Month 1978-1980 -1980 Turkey Growing Report Files -grower payments -mortality summaries -prime cost reports -operating reports -placement schedules | 1977 - 1980 |
| 064 | | Closed Broiler Flock Statements, Springdale Complex | 4/7/84 – 7/14/84 |
| 065 | FSV | Misc. -med/name -shavings -fuel -grit -livability & condemnation -alum -allocation | 2002 |
| 066 | | Grower Payment Files with Contracts IRW and Non-IRW Growers | 1981 - 1982 |
| 067 | | Ficims Payables H-P 6/05-5/06 | 2005-2006 |
| 068 | | Broiler Payment Files 1979-1980 | 1979 - 1980 |
| 069 | Ozark | Prime Cost Settlements – 2002 – Ozark Complex | |

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|-----|-------|---|--|
| 070 | FSV | Feed | 2005 |
| 071 | | Grower Mortality Sheets Hatchery Summary (Poult Balance Sheets) Medication Balance Packets | 2002-2003 |
| 072 | | Labor Reports Balance Sheets Annual Survey of Manufacturers Accounty Ledgers Wyro Picking Tickets Spray Wash, Cleaning Invoices, Chemicals Med Balance | 2001 2001 1996-2000 2003-2004 2003 2003 |
| 073 | | Grower Payment Files – sorted by grower (R&L to Young) | 2005 |
| 074 | Ozark | Raw Material A/P I-Telchie | 2001-2002 |
| 075 | | Grower Files (bird reports; original contracts) organized by grower, including IRW Equipment and Office Leases (equipment + space) 1974 1983 – 1984 Divisional Distribution Ledgers, No grower specific information | 1974-1980 |
| 076 | | Grower 1099, Springdale Growers | 2006 |
| 077 | | Paid Ingredient Invoices A-B 6/03-5/04 | 2003-2004 |
| 078 | FSV | Feed Estimated Feed Pickup | 2004 |
| 079 | | Mortality Cards Garage Records Actual Poults for Mortaility Report Ingredient Shrink Reports CTP Invoices to Breeder Ag Forte Dispatch Sheets Feed Orders | 2001-2003 |
| 080 | | Paid Invoices Tyson-Woodson 6/02-5/03 Work Papers/Memos 5/02-4/03 Ingredient Reports Receiving Schedules | 2002-2003 2002-2003 2003-2004 2003 |
| 081 | FSV | Hatchery Transfer 2001-2002 Open Flock Master | 2005-2006 |
| 082 | | Paid Ingredient Invoices Tyson-W 6/03-5/04 Invoices - Payables Ficims used pt plant for amount | 2003-2004 |
| 083 | | Old Purchase Visa Cards 2001-2003 Receiving Ticket/Lab Certification 2002 Cargill Invoice/Delivery Tickets (Premix, etc) 1997-2002 Memos Aug-Sep 2001 Work Papers Aug-Sep 2001 Receiving Activity Verification 2001-2002 Corporate Accounting Proof 2001-2002 Ingredient Usage Summaries 2001-2002 | 1997-2002 |

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|-----|-------|---|-----------------|
| 084 | | 1099 Files: Ozark Breeders and All other Growers. Just indicate payments to grower in 2006, Does not list farm location. Grower Payment Files | 2005 - 2006 |
| 085 | FSV | Misc. Live Poultry | 2006 |
| 086 | FSV | Live Poultry | 2003-2004 |
| 087 | | Breeder Flock Information 2002 Production Performance Reports 1999 to 2002 Tabbed binder of expired assignments Miscellaneous <ul style="list-style-type: none"> - Poultry Survey – 1999 (Bird Totals by Growers by County) - Expired Assignments of Proceeds of Turkey or Turkey Prod. 1984-2002 - P.O. Cargill – Ag Forte - 2001 Production Performance Reports - 2002 Production Performance Reports - 2002 Poultry Placement Reports - CSE Superbird Counter (Ozark) - 2003 Flock Evaluation Reports - 2003 Turkey Record (recording mortality) | |
| 088 | Ozark | Ozark Complex Fuel Files | |
| 089 | | Paid Ingredient Invoices Cargill-ConAgra 6/04-5/05 | 2004-2005 |
| 090 | | Grower Payment Files | 1996 |
| 091 | | Journal Entries-Act Turkey Feed Delivery Tickets Shrink Reports | 2002-2003 |
| 092 | FSV | Feed | 2001 |
| 093 | FSV | Live Poultry | 2005 |
| 094 | FSV | Feed | 2003 |
| 095 | FSV | Open Flock Master Feed Hatchery Misc. | 2002 |
| 096 | FSV | Open Flock Master Hatchery | 2002 |
| 097 | FSV | Live Poultry Condemnation Certificate | 2002-2003 |
| 098 | | Closed files and Estimated Primary Processing Operating Reports Reports: Settlement Cost By Flock Prime Cost Ranking | 2/2000 – 2/2003 |
| 099 | Ozark | Feed Tracking Reports, Ozark Complex | |

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|-----|-----|--|-------------|
| 100 | | Grower Applications with Tax Returns –Springdale Growers Equipment leases by grower name | |
| 101 | | Closed Flock Files/Broilers, Springdale Complex | 1984 - 1985 |
| 102 | | Paid Invoices Telchic-Woodson 6/01-5/02 Work Papers/Memos 10/01-4/02 Ficims settled Claims old thru 4/02 Ficims o/s Invoices chgd out-paid 1/01-12/01 | 2001-2002 |
| 103 | | Big Hen Prime Cost Settlement Reports | 2005 - 2006 |
| 104 | FSV | Feed Estimated FeedPickup | 2001-2003 |
| 105 | | Miscellaneous Accounting Records -Ag Department Trial Balance Sheets -Hatchery Summary (delivery tickets, open flock expense reports) -Journal Entries -Open Flock Expense Reports -Projected Poultry Placement -Actual Poult Placements -Comdata (fuel) -PHH (inventory of physical equipment) -Automotive Rental -Medication Inventories | 2001 - 2002 |
| 106 | FSV | Misc. -ticket/name i.e. "Bryan" -GCSP -grow out fuel -brood fuel -livability & condemnation -shaving -grit -purge o/s donation Open Flock Master Hatchery Condemnation Certificate | 2001-2002 |
| 107 | FSV | Open Flock Master Feed Hatchery Misc. Live Poultry Condemnation Certificate Estimated Feed Pickup | 2002-2003 |
| 108 | FSV | Feed | 2000-2001 |
| 109 | FSV | Misc. Medication - name Live Poultry | 2006 |

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|-----|-------|--|----------------|
| 110 | FSV | Estimated Feed Pickup Condemnation Certificate Open Flock Master Feed Hatchery Misc. Live Poultry | 2002 |
| 111 | FSV | Live Poultry | 2006 |
| 112 | FSV | Misc. -med/name -BB -alum Transfer | 2004-2005 |
| 113 | Ozark | Yellow Grower Evaluation Sheets Ozark Growers | |
| 114 | | End of Month | May 04-July 04 |
| 115 | FSV | Live Poultry Feed Condemnation Certificate Report of Sales of Hatching Eggs, Chicks & Poult 2001-2002 Live Poultry Scale Tickets 2003-2004 Trip Tickets 2003-2004 Grower Instructions to Processing Plant 2003-2004 | 2005 |
| 116 | | Prime Cost Files – Hens | 1/04 – 6/04 |
| 117 | | Miscellaneous Broiler Reports Lab Reports re: Feed Springdale Newcastle Serum Titers (list of growers who received serum and placement date of flocks) Egg Room Lab Reports Lab Reports re: Broilers for Springdale Growers Weekly Management Reports re: growers (Feeders, Waters, Ventilation, Heat, Litter) Some addresses. Some files have no indication of location. | 1982 - 1984 |
| 118 | FSV | Feed Open Flock Master Hatchery Misc. Live Poultry Condemnation Certificate Estimated Feed Pickup | 2001 |
| 119 | | Grower Contracts – 2003 and older (inactive), IRW and Non-IRW Growers Grower Assignments | 2003 and older |

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|-----|-------|--|--|
| 120 | FSV | Misc. -livability -brood fuel -shavings -L&C -grit -grow out fuel -BB -med/name -alum | 2004 |
| 121 | | Ficims Payables C-Cargill 6/05-5/06 | 2005-2006 |
| 122 | Ozark | Ozark Grower Files | |
| 123 | FSV | Feed | 2006 |
| 124 | FSV | Condemnation Certificate Estimated Feed Pickup Feed Open Flock Master Hatchery Misc. Live Poultry | 2001 |
| 125 | | Condemnation Certificates and Raw Materials Invoices – 2001-2002 organized by vendor | |
| 126 | Ozark | Grower Contract Files –Ozark Growers | |
| 127 | Grow | Aging Report Absenteeism/Turnover Reports Incentive/Bonus Plans Compensation Agreements Income Statements Property Transactions | 1983 1981 1980-1983 1979 1975 1979-1980 |
| 128 | Grow | Daily Loads (Lot Logs) | 2002-2003 |
| 129 | | No Box 129 | |
| 130 | | Prime Cost Reports Pre-Settlement Reports | 2001 |
| 131 | | Broiler Closed Flock Reports | 1982 |
| 132 | FSV | Condemnation Certificate Live Poultry | 2006 |
| 133 | FSV | Misc -names - med tkts -Invoices-CRS Live Poultry | 2006 |
| 134 | FSV | Feed | 2005-2006 |
| 135 | FSV | Feed Live Poultry Condemnation Certificate Estimated Feed Pickup | 2002 |
| 136 | FSV | Hatchery Open Flock Master | 2004 |

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|-----|-------|---|-----------|
| 137 | FSV | Feed | 2002 |
| 138 | | Estimated Feed Report 2001 Open Flock Costs Reporting Control 2000-2001 Condemnation Certificate Control 2001 Live Poultry Scale Ticket Control 2001 Growing Schedules 2001-2003 Spingdale Feedmill Sales Reports 2001 Growout Cost & Efficiencies-combined 2001 Drug Assay I 2001 Drug Assay I Notebook 2003 Lab Reports 2001 Pesticide Analysis Results 2001 Ingredient Usage Summary 2001 Grower Schedules 2005-2006 Feed Ingredient Inventory Reports 1998-2002 Cost of Quality Reports Master Record Cards for Various Drugs 2001-2002 Discontinued Ingredients 2001 Pellet Durability Index & Alix Field Pellet Sampling 2001-2003 Category II Medication Records 2000-2002 | 2000-2003 |
| 139 | FSV | Condemnation Certificate Estimated Feed Pickup Live Poultry Feed Open Flock Master Hatchery Misc. -lkt sales/invoice -fuel payments | 2002 |
| 140 | Ozark | Breeder Contracts Sorted by Grower name – 1986 --, Ozark Complex Correspondence re: Breeder Contracts, 1993 1099's for Egg Growers 1982 – 1985 1988 Grower Payments 1987 – 1988 Hatch Bonuses | |
| 141 | | Feed Mill Drug Daily Inventory QC 83 Report | 2002 |
| 142 | FSV | Feed | 2005 |
| 143 | | Poultry Scale Tickets & Trip Tickets | 2001-2002 |
| 144 | | Paid Invoices Con Agra-I 6/02-5/03 | 2002-2003 |
| 145 | | Paid Invoices Comm Sp-Con Agra 6/02-5/03 | 2002-2003 |
| 146 | | Invoices A/P - "B" | 2005-2006 |

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|-----|-----|---|----------------------|
| 147 | | Prime Cost Reports –Hens Bi-Weekly Reports -Prime Cost Ranking -TFS to JDE Transactions -Settlement Flock Number Proof List -Prime Costs Calculations -Detail Reports for Each Flock for Each Grower -Settlement Cost by Flock -Closed Flock n Expense Statement -Pre-Settlement Calculations -Open Flock Expense Statement | 8/1/03 – 12/16/03 |
| 148 | FSV | Feed | 2006 |
| 149 | FSV | Feed | 2003 |
| 150 | | Feed | 2005 |
| 151 | FSV | Feed | 2001 |
| 152 | | Various Payment Files and Reports, including Breeders | 1/04 – 3/04 |
| 153 | | Broiler Grower Payment Files | 1981 |
| 154 | | Prime Cost Reports | Feb. – Oct., 2001 |
| 155 | | Month End Close and Year End Reports: 07/01 through 02/03 -Ingredient Claims Analysis Summaries -Budget Summaries -Ingredient Activity Summaries -Finished Feed in Mill Inventory Reports -Raw Material Inventories -Feed Mill Summaries -Purchase I-C Raw Materials -Physical Inventory Variance Reports | 2001 - 2003 |
| 156 | | Feed and Ingredient Invoices, 2005 – 2006 (Ficums) | 2005 - 2006 |
| 157 | | Prime Cost Settlement Reports, March, 2001 -Prime Cost Ranking Report -Settlement # List -Open Flock Master Report -Expense Statements -Grower Settlement Invoices | 2001 |
| 158 | FSV | Feed | 2002 |
| 159 | | Month End Close Reports – 06/02 and 07/02 1999-2002 Journal Entries Aug. – Dec., 1999 Journal Memos | 1999 - 2002 |
| 160 | | Journal Entries – consolidated accounting – 2002 Month End Reports (Aug. –Dec., 2002) Prime Costs Reports Grower Payment Requests | 2002 |

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|-----|-----|---|----------------------|
| 161 | FSV | Live Poultry Condemnation Certificate Estimated Feed Pickup Open Flock Master Feed Hatchery Misc. | 2001 |
| 162 | | Paid Invoices S-Tyson 6/02-5/03 | 2002-2003 |
| 163 | | Feed Orders Shrink Reports 2002 Mortality Cards 2002 Dispatch Sheets 1998 - 1999 | 2002; 1998 - 1999 |
| 164 | FSV | Feed | 2002 |
| 165 | | Grower Payment Files | 1979 |
| 166 | | Primary Processing Financial Reports/Debone Financial Reports -Primary Reports have grower information including Feed Costs, Medication Costs, Lbs. Sold, Number Sold and Inventories | 1992 - 1993 |
| 167 | FSV | Misc -med tkt - "name" -livability & condemnation -brood fuel -grit -alum -litter -grow out fuel -grow barn fuel | 2002-2003 |
| 168 | FSV | Live Poultry Hatchery Misc -shavings -grow out -livability & condemnation -grit -grow out fuel -GCSP -chemical from spray -test -misc tickets -fuel | 2000-2001 |
| 169 | FSV | Feed | 2002-2003 |
| 170 | FSV | Feed Misc. -name | 2001 |

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|-----|--------------------|--|--------------|
| 171 | FSV | Misc -medication -med/name litter trmt -Ben Bact -med/chlorine | 2005 |
| 172 | FSV | Feed Misc. Open Flock Master Hatchery | 2002 |
| 173 | FSV | Live Poultry | 2004 |
| 174 | | Accounts Payable C-G 6/05-5/06 | 2005-2006 |
| 175 | FSV | Feed Misc. Hatchery | 2001 |
| 176 | | Prime Cost Reports | 2001 - 2002 |
| 177 | | Month End Close Reports – 10/00 to 05/02 Year end Close Reports ('2001 – 2002) FDC Folder (Account Ledger Printouts, FDE Code for Meat Sector Lists, Integrity Check of I/C P&L | 2000 - 2002 |
| 178 | Ozark | Butterball Invoices re: purchases of feed for Ozark Complex Growers | 2004-2006 |
| 179 | FSV | Feed | 2005 |
| 180 | FSV | Feed Misc Estimated Fee Pickup Live Poultry Hatcher Open Flock Master | 2001-2002 |
| 181 | Non-responsi ve | Garage Work Orders | 2000-2002 |
| 182 | | Paid Ingredient Invoices Nutrablend-T 6/03-5/04 | 2003-2004 |
| 183 | Ozark | Flock Evaluation Reports– 2002 | |
| 184 | | Grower Prime Cost Hens | 12/05 – 6/06 |
| 185 | FSV | Live Poultry Condemnation Certificate Estimated Feed Pickup Feed Misc. Open Flock Master Hatchery | 2002 |
| 186 | | Miscellaneous Feed Mill Files, including information from vendors; information regarding screening and testing of feed ingredients | 1970s-1980s |

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|-----|-------|--|--------------------------|
| 187 | | End of Month | August – October/2004 |
| 188 | Ozark | Grower Settlement Files 2002-2003 Ozark | |
| 189 | | Flock Performance Sheets House Environmental Reports: (temperature, air quality, litter conditions, operation status) | 1994 - 1995 |
| 190 | Ozark | Growers Payment Files | 1996 - 2000 |
| 191 | | Grower Payment Files | 2001 |
| 192 | | Mill Batching/Pelleting Sheets Mixing Sheets | 2001 |
| 193 | | Projections – Ag and Plant Budgets and Estimates: -Ingredient Activity Summaries -Budge Projection -Live Bird Cost Summaries -Open Flock Expense Statements | 2002 - 2003 |
| 194 | | Batch Mixing Sheets Receiving Schedules Feed Price Reports Railroad Car Info Ingredient Inventory Records | 2003-2004 |
| 195 | | Receiving Ticket/Lab Certification Feed Recaps Ingredient Daily Inventory Unloading Sheets/Receiving Schecules | 2001 |
| 196 | FSV | Feed | 2001 |
| 197 | FSV | Feed | 2001 |
| 198 | FSV | Condemnation Certificate Live Poultry | 2002-2003 |
| 199 | FSV | Feed | 2001 |
| 200 | FSV | Feed | 2003-2004 |
| 201 | Ozark | Ozark Pre-Settlement Reports for Growers (A – C) | |
| 202 | | Paid Ingredient Invoices T-W 6/05-5/05 | 2004-2005 |
| 203 | Ozark | 2020 Fat Samples HACCP Logs 1996 – 1999 Folder Marked Semi-Pay re: grower contracts in Ozark Complex Hatchery Reports – 2000-2001; | |
| 204 | | Grower Payment Files | 2005 |

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| 205 | FSV | Miscellaneous -brood fuel -livability/condemnation -shavings -names i.e. "Bryan" -grit starter -litter -grow out fuel -med/BB | 2005-2006 |
| 206 | | End of Month Files for Breeders | Jan. -July, 2006 |
| 207 | Ozark | Grower Contracts - Expired - Ozark Growers | |
| 208 | | End of Month Reports | 02/05 to 04/05 |
| 209 | Ozark | Daily Drug Inventories Alix Feedmill (unsure if all are Alix) Run Reports Daily Drug Physical Inventories Short Mix Hard Add Sheets Batch Mixing Sheets Daily Usage Report | 2002 |
| 210 | | Paid Ingredient Invoices D-M 6/04-5/05 | 2004-2005 |
| 211 | | Grower Payments S-Z 2003 Payments to Growers by Type | 2003 2001-2003 |
| | FSV | Feed Estimated Feed Pickup | 2003 |
| 212 | | Ficams Payables R-U 6/05-5/06 | 2005-2006 |
| 213 | FSV | Misc -med -livability/condemnation -med tkts -name -grow out fuel -shavings -grit -GCSP fuel -alum | 2002 |
| 214 | FSV | Live Poultry | 2003 |
| 215 | | Grower Payment Files | 2001 - 2002 |
| 216 | Ozark | Grower Payment Files | |
| 217 | | Grower Payment Files | 2003 |
| 218 | | Prime Cost - Hens | June - December/2002 |
| 219 | FSV | Feed Open Flock Master Hatchery Miscellaneous Live Poultry Condemnation Certificate Estimated Feed Pick-Up | 2001 |
| 220 | FSV | Feed | 2002 |

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| 221 | FSV | Live Poultry | 2004 |
| 222 | FSV | Open Flock Master Feed Hatchery Misc Live Poultry Condemnation Certificate Estimated Feed Pickup | |
| 223 | FSV | Feed | 2003 |
| 224 | FSV | Hatchery Feed | |
| 225 | FSV | Hatchery Misc. -livability/condemnation -shavings -brood fuel -grow barn fuel -fong -fuel -grit -name | 2006 |
| 226 | | Grower 1099 Files Ramsey – Young | 2006 |
| 227 | Grow | Feed & Drug Inventories and Customer Invoices Finished Feed Inventory Book v. Actual Alix Feed Mill Drug Inventory Worksheet Feed Substitution/Rework Transfers (Grower Specific) Daily Production Reports Invoices from Cargill to Retailers/Distributors | 2002-2003 |
| 228 | Ozark | Grower Files | |
| 229 | | Prime Cost Hens | 4/05 – 8/05 |
| 230 | Ozark | Presettlement and Prime Cost Reports | |
| 231 | | Poult Placement Reports – 2001-2002 (Springdale) Weekly Placement Penske Logistics Invoices re: Feed Mill Charges and Live Haul Charges Hatchery Summary AG Department Trial Balance, Actual vs Budget 7 Day Mortality Reports | 2001 - 2002 |
| 232 | Ozark | Miscellaneous Reports, Daily Drug inventories Feed Order Forms Batch Mix Sheets Ingredient Usage Detail. | |
| 233 | | Ficams Payables V-Z 6/05-5/06 | 2005-2006 |

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| 234 | | Various Invoices re: bleach, medication, chlorine, . . Old Breeder Farms notes Weekly Breeder Summary Report Files re: Ag Forte Miscellaneous Reports: -Breeder Capitalized Flocks -Cost per day old flock -Breeders and Selects Processed -Breeder Payroll Breakdown -Weekly Breeder Summary Report -7 Day Mortality Sheets | 2001 - 2003 |
| 235 | | Poult Placement 2000 Mortality Records per Grower Turkey Breeder Stock Agreements 1987 – 2000 Breeder Settlement Reports: -Breeder Flock Expense Statements by Flock Number -Hatched Egg Reports -Medication -Breeder Capitalization Reports | 2000 |
| 236 | | Feed Recaps 2003-2005 Bin Inventory 2004-2005 Recap Sheets 2003-2004 Receiving Schedules 2003-2004 Car Report Ins 2003-2004 | 2003-2005 |

FSV= Flock System Vouchers: Blue Envelopes with back-up tickets and invoices that are keyed into TFS or Breeder. *See* Flock System Voucher, Categories of Documents

Ozark = related solely to the Ozark Complex and is not responsive.

Flock System Voucher
Categories of Documents

| | | |
|----|---------------------------|---|
| 1 | Open Flock Master | Turkey Open Flock Edit Proof TFS - Turkey Open Flock Master |
| 2 | Feed | Flock System Voucher Dispatcher Reports Feed Missing Ticket Report Feed Flock Cost Detail Proof Turkey Feed Delivery Tickets-Sales Invoices Open Flock Costs Reporting Control Corporate Accounting Proof Consolidated Accounting List Order Transmit Report-Detail Sales Reports Scale Tickets |
| 3 | Hatchery | Open Flock Costs Reporting Control Hatchery Flock Cost Detail Proof Hatchery Missing Ticket Report Hatchery Delivery Ticket/Sales Poult Delivery Record Hatchery Cost Hash Totals Invoice Poult Adjustment |
| 4 | Miscellaneous | Open Flock Costs Reporting Control Miscellaneous Missing Ticket Report Miscellaneous Flock Cost Detail Proof Livability/Condemn Bonus Gas for Grow Barn Program 2005-2006 Miscellaneous Charges - Vaccine Miscellaneous Ticket/Sales Invoices Invoices Request for Payment Balance Med Truck Sheets Fuel Allowance Program Fuel Cost Sharing Assistance Statements Medication Ticket/Sales Invoice Hatchery Flock Cost Detail Orders/Directions Actual Poult Placement |
| 6 | Live Poultry | LPS Missing Ticket Reports Live Poultry Scale Ticket Proof Lot Log Live Poultry Scale Ticket-Turkey Trip Tickets Loading Report |
| 7 | Condemnation Certificate | Poultry Condemnation Certificate |
| 8 | Breeder Open Flock Master | |
| 9 | Transfer | Brooder Transfer Update Report Brooder Transfer Edit Proof Open Flock Expense Statement Accounts Payable Flock Excluded from Base Payments Payment Proofs Pre-Settlement Calculation Zero-Cost Open Flocks Purged |
| 10 | Estimated Feed Pickup | Estimated Feed Pickup Reporting Control Estimated Feed Pickup Proof Estimated Feed |

Theresa Noble Hill

From: Richard Garren [RGarren@riggsabney.com]
Sent: Tuesday, April 29, 2008 1:09 PM
To: John Tucker; Theresa Noble Hill
Cc: Baker, Fred; kburch@oag.ok.gov; David Riggs; Louis Bullock; Bob Nance; David Page
Subject: Cargill Documents (236 boxes)

John & Theresa,

I have reviewed the index that was provided for the 236 boxes of documents Cargill continues to withhold. The index is inadequate. While I believe I might be familiar with some of the terms used in this index, there are other descriptions used for documents that give no hint as to the true nature of the underlying document. I certainly can't determine from the description of the documents, the production request or requests to which they respond. This index simply does not comply with the "Cargill Rule" that has been, at the urging and insistence of Cargill, imposed on the State in its productions. I therefore request the index be modified and placed in the appropriate format as is required by this Court.

I need not point out that the "Cargill Rule" was entered at the request of Cargill and ordered by the Court to address this specific circumstance and to facilitate the review by the requesting party. I believe that once the documents are properly indexed the State will be in better position to determine which of these responsive documents it actually wishes to have copied and therefore relieve Cargill of copying documents which are of little or no value.

Please let me know when the "Cargill Rule" compliant index will be ready for my review so that we can expedite this long delayed production.

Thanks,

Richard T. Garren, Esq.
RIGGS, ABNEY, NEAL, TURPEN
ORBISON & LEWIS, P.C.
502 W. 6th Street
Tulsa, OK 74119-1010
918-587-3161 voice
918-583-1549 facsimile

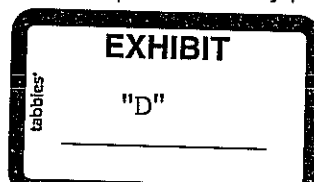
"It's much more important how you behave...

than how much money you make...At the end of the day,

it's about people being honest"

[CEO wishing to remain anonymous]

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5/2/2008

-----Original Message-----

From: Sherri L. Cottom
Sent: Friday, March 21, 2008 11:21 AM
To: John Tucker; Lori A. White
Subject: FW: State of OK v. Tyson

-----Original Message-----

From: Richard Garren [mailto:RGarren@riggsabney.com]
Sent: Friday, March 21, 2008 11:09 AM
To: Sherri L. Cottom; lbullock@bullock-blakemore.com; David Page; Bob Nance; cxidis@motleyrice.com
Cc: Baker, Fred; Kelly.Burch@oag.ok.gov; David Riggs
Subject: RE: State of OK v. Tyson

John,

In response to your letter this date. The State will have new notices to issue out next week. Additional changes are being made, though minor in nature. I suggest that two days will be needed for both Cargill Inc. and Cargill Turkey for a total of four days, largely due to the volume of document production by Cargill is greater than the combined total of all other defendants. Additionally we have recently received more production from Cargill, including grower production records. I suggest we plan to use the following dates of April 22, 23 and April 29 & 30.

Is the designee locations due to the responding entity? That is, are you proposing Cargill Turkey in Wichita and Cargill, Inc. in Tulsa? I plan to take Cargill Inc first in our scheduling.

Let me know if this will work. I will get you the notices first of next week.

Rick

-----Original Message-----

From: Sherri L. Cottom [mailto:SCottom@rhodesokla.com]
Sent: Friday, March 21, 2008 11:04 AM
To: Richard Garren; lbullock@bullock-blakemore.com; David Page; Bob Nance; cxidis@motleyrice.com
Cc: Sherri L. Cottom
Subject: State of OK v. Tyson

Attached please find correspondence from John Tucker.

